

Admin. for Children's Services, No. 04-3077, 2005 WL 2436219, at *9 (E.D.N.Y. Sept. 30, 2005).

Accordingly, the motion to dismiss counts one, three, and five is denied without prejudice to renewal at an appropriate time.

Brooklyn, New York
September 26, 2011

SO ORDERED.

Edward R. Korman

Edward R. Korman
Senior United States District Judge